S.B.Civil Second Appeal No. 467/2006

(Abdul Rehman and Ors. Vs. Haji Usman)

Date : 08.03.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr. RK Soni, for the appellants

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Heard learned counsel for the appellants.

After going through the reasons given by the two courts below recording the finding of fact against the plaintiff about his personal bonafide necessity and finding on issue of change of user, which issue was not pressed before the trial court and non-user of the shops, the findings recorded by the learned courts below are pure findings of fact and are not vitiated on any of the grounds. Therefore, the appeal is dismissed.

(PRAKASH TATIA), J.

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